

# **WEST VIRGINIA LEGISLATURE**

## **2019 REGULAR SESSION**

**Introduced**

### **House Bill 2676**

BY DELEGATE JEFFRIES, J., PAYNTER AND CADLE

[Introduced January 25, 2019; Referred  
to the Committee on Technology and Infrastructure  
then Government Organization.]

1 A BILL to amend and reenact §24A-2-3 of the Code of West Virginia, 1931, as amended, relating  
 2 to permitting common carriers to operate in any county of this state.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 2. COMMON CARRIERS BY MOTOR VEHICLES.**

**§24A-2-3. Regulatory powers of commission.**

1 The commission is vested with power and authority to supervise and regulate all common  
 2 carriers by motor vehicle and to fix, alter, regulate, and determine just, fair, reasonable, and  
 3 sufficient rates, joint rates, charges and classifications; to regulate the facilities, accounts, service  
 4 and safety of operations of each such carrier, to regulate operating and time schedules so as to  
 5 meet the reasonable needs of any community, so as to provide adequate transportation service  
 6 to the territory traversed by such carriers, and so as to prevent unnecessary multiplication of  
 7 service among common carriers by motor vehicle and between them and steam and electric  
 8 railroads, to require the coordination of the service facilities and schedules of competing common  
 9 carriers by motor vehicle or electric and steam railroads; to require the filing of annual and other  
 10 reports, tariff, schedules, and other data by such common carriers, in all matters affecting the  
 11 relation between such carriers and the public and between such carriers and other common  
 12 carriers. The commission shall have power and authority, by general order or otherwise, to  
 13 prescribe rules and regulations in conformity with this chapter applicable to any and all such  
 14 common carriers by motor vehicle and to do all things necessary to carry out and enforce the  
 15 provisions of this chapter: Provided, That the commission shall not regulate or restrict common  
 16 carriers from operating in any county of this state so long as the common carrier has obtained a  
 17 common carrier certificate or common carrier permit pursuant to §24A-2-2 of this code.

NOTE: The purpose of this bill is to permit common carriers to operate in any county of this state.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.